

111TH CONGRESS
1ST SESSION

H. R. 2335

To amend title 49, United States Code, to direct the Secretary of Homeland Security to carry out a program to ensure fair treatment in the security screening of individuals with metal implants traveling in air transportation.

IN THE HOUSE OF REPRESENTATIVES

MAY 7, 2009

Mr. OBERSTAR (for himself and Mr. THOMPSON of Mississippi) introduced the following bill; which was referred to the Committee on Homeland Security

A BILL

To amend title 49, United States Code, to direct the Secretary of Homeland Security to carry out a program to ensure fair treatment in the security screening of individuals with metal implants traveling in air transportation.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SECURITY SCREENING OF INDIVIDUALS WITH**
4 **METAL IMPLANTS TRAVELING IN AIR TRANS-**
5 **PORTATION.**

6 (a) IN GENERAL.—Section 44903(g) of title 49,
7 United States Code, is amended—

1 (1) by redesignating paragraph (7) as para-
2 graph (8); and

3 (2) by inserting after paragraph (6) the fol-
4 lowing:

5 “(7) SECURITY SCREENING OF INDIVIDUALS
6 WITH METAL IMPLANTS.—

7 “(A) IN GENERAL.—The Secretary of
8 Homeland Security shall carry out a program
9 to ensure fair treatment in the screening of in-
10 dividuals with metal implants traveling in air
11 transportation.

12 “(B) PURPOSE.—The purpose of the pro-
13 gram shall be to limit disruptions for individ-
14 uals with metal implants traveling in air trans-
15 portation in a manner that is consistent with
16 aviation security needs.

17 “(C) PROGRAM REQUIREMENTS.—In es-
18 tablishing the program, the Secretary shall de-
19 velop a travel credential or system that incor-
20 porates biometric technology and other applica-
21 ble technologies to verify the identity of an indi-
22 vidual who has a metal implant.

23 “(D) PROCEDURES.—In establishing the
24 program, the Secretary shall develop proce-
25 dures—

1 “(i) to develop credentials to verify
2 the identity of an individual who has a
3 metal implant;

4 “(ii) to resolve false matches and false
5 nonmatches relating to the use of the trav-
6 el credential or system;

7 “(iii) to determine the method for
8 issuance of the travel credential or system
9 to individuals; and

10 “(iv) to invalidate any credential or
11 system issued to an individual under the
12 program that is lost, stolen, or no longer
13 authorized for use.

14 “(E) METAL IMPLANT DEFINED.—In this
15 paragraph, the term ‘metal implant’ means a
16 metal device or object that has been surgically
17 implanted or otherwise placed in the body of an
18 individual, including any metal device used in a
19 hip or knee replacement, metal plate, metal
20 screw, metal rod inside a bone, and other metal
21 orthopedic implants.”.

22 (b) EFFECTIVE DATE.—Not later than 18 months
23 after the date of enactment of this Act, the Secretary of
24 Homeland Security shall establish the program required

- 1 by the amendment made by subsection (a) and publish a
- 2 description of the program in the Federal Register.

